

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : BERINSTEIN, NEIL, ET AL.

**TITLE : TUMOR ANTIGENS BFA4 AND BCY1
FOR PREVENTION AND / OR TREATMENT
OF CANCER**

SERIAL NO. : 10/611,440

FILING DATE : JULY 1, 2003

EXAMINER : CANELLA, KAREN A.

ART UNIT : 1643

CONFIRMATION NO. : 1959

ATTORNEY DOCKET NO. : API-02-11-US

**Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Submitted via EFS-Web

RESPONSE TO NON-FINAL OFFICE ACTION DATED DECEMBER 3, 2008

This is a response to the Non-Final Office Action dated December 3, 2008. A three-month extension of time to respond is required and is hereby requested. The undersigned hereby authorizes the Commissioner to deduct the three-month extension fee (\$1,050.00) from Deposit Account No. 50-0244. Accordingly, this response is timely filed. Applicants do not believe any additional fees are due. If additional fees are due, the Commissioner is authorized to also debit those fees from Deposit Account No. 50-0244.

Amendments to the Claims begin on page 2 of this response.

Remarks begin on page 6 of this response.

Conclusions are found on page 8 of this response.